

Summary of IDEM Workgroup Meeting
ANTIDegradation/OSRW
Wednesday, November 6, 2002
IGCN, 12th floor, Conference Room D, Indianapolis
10:00a.m. to 3:00p.m. E.S.T.

Introduction:

On Wednesday, November 6, 2002, IDEM staff met for the first time with a wide cross-section of stakeholders which make up the Antidegradation/OSRW workgroup. These notes are intended to be a summary of the major points from the meeting held at IDEM's IGCN offices.

The meeting was called to order by Larry Wu. Those in attendance for all of the meeting included: Art Umble, Bill Beranek, Bowden Quinn, Chad Frahm, Charlotte Read (via teleconference), Dan Olson, Kari Evans, Kent Halloran, Neil Parke, Ralph Roper and Robin Feller.

In addition, the following IDEM staff members were present for all of the meeting: Dennis Clark, John Nixon and Megan Wallace.

Summary:

The workgroup discussed the following:

1. Operating guidelines (Task 2).
 - A. The workgroup agreed that "consensus" refers to the process, not that full agreement (consensus) must be reached on every topic.
 - B. The workgroup would work to identify areas of agreement. For areas of disagreement, without spending a lot of time, options will be provided (with stated reasoning).
2. Revisions to the workplan (Task 3).
 - A. IDEM staff will develop a list of background materials. These will, in part, include:
 - 1) WQAG final report
 - 2) Second notice draft from 1999 plus summary of comments
 - 3) All antidegradation procedures for GLI
 - 4) Year 2000 version of 327 IAC 5-2-11.7
 - 5) Copy of the federal requirements
 - 6) Example of a "decision tree"
 - 7) Map of OSRW and Exceptional Use waters in Indiana
 - 8) Summary of the Alaska rule issues and conclusions (post meeting suggestion)
 - 9) SEA 431 (P.L. 140-2000) (distributed 11/6/02)

- 10) Antidegradation issues outline -- draft IDEM document (distributed 11/6/02)
 - 11) Antidegradation language for Ohio, Michigan, Kentucky and Illinois
 - 12) National Academy of Sciences TMDL evaluation
 - 13) Antidegradation Section from EPA Water Quality Standards Handbook
 - 14) Copy of Bowden Quinn's paper to the WQAG
 - 15) Copy of Indiana Water Quality Coalition's paper to the WQAG
 - B. For the enumerated list under "the proposed solution," write out what they pertain to.
 - C. Guidance for implementation should be developed at the same time as rule language.
 - D. Task 7 (public participation).
 - 1) Workgroup will share responsibility with the Steering Committee and IDEM.
 - 2) After approval by the workgroup, minutes will be posted to the IDEM website.
 - 3) The workgroup's discussions were a first step towards the completion of this task.
 - E. Task 8 (background research).
 - 1) Strive to include more information in the First Notice.
 - 2) Discuss draft of First Notice at the January, 2003 workgroup meeting.
 - F. Task 10. A new task to detail reporting of progress to the Water Pollution Control Board.
 - 1) A report will be prepared in advance of each quarterly Triennial Steering Committee meeting.
 - 2) This effort should be coordinated with the other workgroups.
3. Potential issues to be the focus of the workgroup (Task 4).
- A. It was agreed that the IDEM draft antidegradation issues outline was a good basis to frame the issues to be the focus of the workgroup.
 - B. A fundamental issue still to be addressed, whether the work will be focus on the non-GLI portion of the state, or if it would be statewide.
 - C. The workgroup should not feel constrained by the passing of established statutory deadlines.
 - D. The wording of 1.B.2) a & b on the outline will need to be revised.
 - E. A member suggested the pragmatic approach taken to address TMDL by the National Academy of Science in 2000 would be helpful in this process.
 - F. It remains to be seen whether the workgroup produces a single rule or several rules.
4. The next meeting will be Friday, November 22, 2002, from 9:00a.m. to 1:00p.m. at the Indiana Department of Environmental Management, 100 North Senate Avenue, 12th floor, Conference Room D, Indianapolis, Indiana.